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S.C. SUPREME COURT

Appellant case# 2024-000907

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AI Overview [J] :

According to South Carolina Code Section 16-11-740, a repair cost of \$1750 on an electric utility pole would likely not be considered a violation, as the statute defines a violation as "wilful and malicious injury" to the utility system, where the damage or loss must be \$10,000 or more to constitute a criminal offense under this section.

Key points to consider:

Damage threshold:

The statute states that the damage must be \$10,000 or more to be considered a violation under Section 16-11-740.

Intent matters:

The law requires "wilful and malicious" damage, meaning the act must be

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malicious injury to per...

circumstances.

Key points to remember:

Definition:

"Malicious injury to personal property" refers to the act of deliberately damaging someone else's belongings with malicious intent.

Value threshold:

In many states, including South Carolina, if the value of the damaged property is \$2,000 or less, the charge is usually classified as a misdemeanor.

Potential penalties:

Depending on the jurisdiction and the specific case details, penalties for a malicious injury to personal property valued at \$2,000 could include fines, community service, and possible jail time.

South Carolina Code § 16-11-510: Malicious Injury to...
The Defendant may be charged with Malicious Injury to Personal Property...

South Carc Section 16-
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malicious injury to per...

In South Carolina, malicious injury to personal property that is worth \$2,000 or less is a misdemeanor:

- **Penalties:** The penalty for malicious injury to personal property worth \$2,000 or less is a fine of up to \$1,000, imprisonment of up to 30 days, or both.
- **Venue:** The case is tried in a magistrates court or municipal court.

Other property crimes in South Carolina have different penalties based on the value of the property:

- **Property valued over \$2,000 but less than \$10,000:** The penalty is a prison sentence of up to \$10,000.
- **Property valued over \$10,000:** The penalty is a possible prison sentence of 10 years.
- **Felony vandalism:** The penalty is substantial fines and imprisonment.

To be accused of malicious injury, you must have intentionally acted in a way

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in Reference to Clyde Argument

Defendant throws his lucky Carolina Blue beer mug at his friend's high definition television. The television screen shatters, destroying it. The total cost to replace the television is \$3,500. The Defendant may be charged with Malicious Injury to Personal Property in South Carolina; in this case it would be a Felony Offense due to the property damage being over \$2,000.

The Defendant discovers that her boyfriend has been cheating on her while she's away at work Waffle House on Cherry Road in Rock Hill, SC. The Defendant is furious and spray paints "cheater" on the side of the boyfriend's 1992 Honda Civic. The only damage caused was the paint on the car and the total cost to repaint the car is \$1,200. The Defendant may be charged with Malicious Injury to Personal Property in SC; in such factual scenario, a Misdemeanor criminal charge would be appropriate due to the property damage being less than \$2,000.

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